

COMPARISON DOCUMENT

House Bill 53
131st General Assembly
Transportation Budget Bill
(FY 2016-FY 2017)

As Introduced
As Passed by the House
As Reported by Senate Transportation, Commerce and Labor

Legislative Service Commission

March 18, 2015

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

OBMCD1 **Limitations on use of capital appropriations****Section: 401.20**

Specifies that the appropriations made in this bill for buildings or structures, remodeling, or renovations, be limited to: acquisition of real property or interests in real property; buildings and structures of certain types listed; architectural, engineering, and professional services; equipment under certain criteria.

Excludes the capital appropriations from the State Capital Improvement Fund (Fund 7038) and the State Capital Improvements Revolving Loan Fund (Fund 7040) from this provision.

Section: 401.20

Same as the Executive.

Same as the Executive.

Section: 401.20

Same as the Executive.

Same as the Executive.

OBMCD2 **State and local rebate authorization****Section: 503.10**

Appropriates, from the funds designated by or pursuant to the applicable proceedings authorizing the issuance of state obligations, amounts computed at the time to represent the portion of investment income to be rebated or amounts in lieu of or in addition to any rebate amount to be paid to the federal government in order to maintain the exclusion from gross income for federal income tax purposes of interest on those state obligations under sections 148(f) of the Internal Revenue Code. Requires OBM to approve and voucher rebate agreements.

Section: 503.10

Same as the Executive.

Section: 503.10

Same as the Executive.

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As Passed by the House

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Fiscal effect: None. Rebate payments, if any, will be paid out of the bond fund in which excess earnings were realized. Federal laws prohibit tax-exempt bond issuers, in this case the state of Ohio, from earning a higher rate of interest from investment of bond proceeds than the interest paid on the bonds.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

OBMCD3 Authorization for Treasurer of State and OBM to effectuate lease rental Payments

Section: 509.10

Requires OBM to initiate and process payments from lease rental payment appropriation items during the FY 2016-FY 2017 biennium, pursuant to lease agreements for bonds or notes issued under Section 2i of Article VIII, Ohio Constitution and Chapters 152. and 154. of the Revised Code. Requires payments to be made upon certification by the Treasurer of State of the dates and amounts due on those dates.

Section: 509.10

Same as the Executive.

Section: 509.10

Same as the Executive.

OBMCD4 Lease and debt service payments

Section: 509.20

Provides for increased appropriations for certain lease rental and other payments under leases and agreements related to bonds or notes issued under the Ohio Constitution and acts of the General Assembly, should additional appropriations be necessary.

Section: 509.20

Same as the Executive.

Section: 509.20

Same as the Executive.

Executive

As Passed by the House

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OBMCD25 **Federal money for fiscal stabilization and recovery**

Section: 521.10

States that federal money received by the state for fiscal stabilization and recovery purposes shall be used in accordance with the preferences for products and services made or performed in the U.S. and Ohio established in section 125.09 of the Revised Code.

Section: 521.10

Same as the Executive.

Section: 521.10

Same as the Executive.

Executive

As Passed by the House

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CACCD4 Casino-related license issuance

No provision.

No provision.

R.C. 3772.10

Narrows the scope of the prohibition in current law against the Commission issuing a license to an applicant that is employed by a governmental unit of Ohio, to a prohibition against issuing a license to an applicant that is employed by a governmental unit and in that capacity has significant influence or control over a casino operator, management company, holding company, institutional investor, or gaming-related vendor to conduct business in Ohio.

Fiscal effect: None.

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DPSCD23 Commercial motor vehicle registration taxes

R.C. 126.06, 127.14, 4501.03, 4501.04, 4501.044, 4501.045, 4501.06, 5528.19 (repealed), 5528.30, 5528.31, 5528.32 (repealed), 5528.33 (repealed), 5528.35 (repealed), 5528.36 (repealed), 5528.38 (repealed), 5528.39 (repealed), 5528.40, 5728.08, 5735.23, 5735.26, 5735.291, 5735.30, Section 512.40

R.C. 126.06, 127.14, 4501.03, 4501.04, 4501.044, 4501.045, 4501.06, 5528.19 (repealed), 5528.30, 5528.31, 5528.32 (repealed), 5528.33 (repealed), 5528.35 (repealed), 5528.36 (repealed), 5528.38 (repealed), 5528.39 (repealed), 5528.40, 5728.08, 5735.23, 5735.26, 5735.291, 5735.30, Section 512.40

R.C. 126.06, 127.14, 4501.03, 4501.04, 4501.044, 4501.045, 4501.06, 5528.19 (repealed), 5528.30, 5528.31, 5528.32 (repealed), 5528.33 (repealed), 5528.35 (repealed), 5528.36 (repealed), 5528.38 (repealed), 5528.39 (repealed), 5528.40, 5728.08, 5735.23, 5735.26, 5735.291, 5735.30, Section 512.40

(1) Requires certain commercial vehicle registration taxes that currently are deposited to the credit of the Highway Operating Fund (Fund 7002) and the Highway Obligations Bond Retirement Fund (Fund 7071) to be deposited instead to the credit of the State Highway Safety Fund (Fund 7036).

(1) Same as the Executive.

(1) Same as the Executive.

(2) Eliminates Fund 7071, and provisions from the R.C., relating to highway bonds associated with Fund 7071 that no longer are outstanding.

(2) Same as the Executive.

(2) Same as the Executive.

(3) Abolishes Fund 7071.

(3) Same as the Executive.

(3) Same as the Executive.

Fiscal effect: Gain in revenues of approximately \$59 million to Fund 7036 annually, with a corresponding loss in revenues to Fund 7002. No impact to Fund 7071, as it is no longer in use.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

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(e) No provision.	(e) No provision.	(e) Specifies that the identification license plate of a cab-enclosed motorcycle shall consist of a single placard, the size of which shall be prescribed by the Director of Public Safety.
(f) No provision.	(f) No provision.	(f) Permits any person who is a retired or honorably discharged veteran of any branch of the armed forces of the United States to apply for, and the Registrar of Motor Vehicles to issue, a "veteran" motor vehicle registration and license plate for a cab-enclosed motorcycle.
(g) No provision.	(g) No provision.	(g) Exempts the operator of a cab-enclosed motorcycle from the motorcycle helmet requirements when the occupant compartment top is in place enclosing the occupants.
(2) No provision.	(2) No provision.	(2) Allows the operation of a cab-enclosed motorcycle by a person with a valid driver's or commercial driver's license without a motorcycle operator's endorsement.
(3) No provision.	(3) No provision.	(3) Exempts a passenger in a cab-enclosed motorcycle from the motorcycle helmet requirements when the occupant compartment top is in place enclosing the occupants.
Fiscal effect: Negligible.		

DPSCD7 Security, Investigations, and Policing Fund		
<p>R.C. 4501.11 Removes coordinating Homeland Security activities as one of the purposes for which the money in the Security, Investigations, and Policing Fund (Fund 8400) may be used.</p>	<p>R.C. 4501.11 Same as the Executive.</p>	<p>R.C. 4501.11 Same as the Executive.</p>

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DPSCD11 Unidentified Public Safety Receipts Fund

R.C. 4501.26

Requires all investment earnings of the Unidentified Public Safety Receipts Fund (Fund R024) to be credited not to that fund but instead to the credit of the State Bureau of Motor Vehicles Fund (Fund 4W40).

Fiscal effect: Potential minimal annual revenue gain to Fund 4W40 with a corresponding annual revenue loss to Fund R024.

R.C. 4501.26

Same as the Executive.

Fiscal effect: Same as the Executive.

R.C. 4501.26

Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD1 Abstract fee revenue distribution

R.C. 4501.34, 4503.26, 4505.14, 4506.08, 4509.05, 4513.263, 4519.63, 5502.131 (repealed), 5502.39, 5502.67, Section 512.40

(1) Requires those portions of fees collected by the Department of Public Safety, the Registrar of Motor Vehicles, and clerks of courts of common pleas from the sale of lists containing information relating to driver licenses, motor vehicle certificates of registration, and certificates of title that are currently deposited to the credit of the Trauma and Emergency Medical Service Fund (Fund83M0), the Emergency Management Agency Service and Reimbursement Fund (Fund 4V30), the Homeland Security Fund (Fund 5DS0), the Investigations Fund (Fund 5FL0), and the Justice Program Services Fund (Fund 4P60) to be deposited to the credit of the State Bureau of Motor Vehicles Fund (Fund 4W40).

R.C. 4501.34, 4503.26, 4505.14, 4506.08, 4509.05, 4513.263, 4519.63, 5502.131 (repealed), 5502.39, 5502.67, Section 512.40

(1) Same as the Executive.

R.C. 4501.34, 4503.26, 4505.14, 4506.08, 4509.05, 4513.263, 4519.63, 5502.131 (repealed), 5502.39, 5502.67, Section 512.40

(1) Same as the Executive.

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(2) Eliminates the authority of the Director of Budget and Management to transfer excess money from Fund 4V30 and Fund 4P60 to the Highway Safety Fund (Fund 7036).

(2) Same as the Executive.

(2) Same as the Executive.

(3) Eliminates Fund 5DS0 and Fund 5FL0 from the Revised Code.

(3) Same as the Executive.

(3) Same as the Executive.

(4) Requires the Director of Budget and Management, effective March 1, 2016, or as soon as possible thereafter, to transfer the cash balances in Fund 5DS0 and Fund 5FL0 to Fund 4W40, and abolishes Fund 5DS0 and Fund 5FL0 upon completion of the transfer.

(4) Same as the Executive.

(4) Same as the Executive.

Fiscal effect: Gain in revenues to Fund 4W40 with corresponding revenue losses to Fund 83M0, Fund 4V30, Fund 5DS0, Fund 5FL0, and Fund 4P60. From FYs 2009-2014, abstract fee revenues for these latter five state funds as a group totaled, on average, approximately \$6.5 million annually.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD61 Penalty for failure to register a motor vehicle

No provision.

No provision.

R.C. 4503.11

Changes the penalty for failure to register a motor vehicle and pay the applicable registration tax to a minor misdemeanor from a fourth degree misdemeanor as provided in current law.

Fiscal effect: Potential loss in fine revenue of up to \$100 per violation, as well as a potential reduction in time and effort that municipal and county courts expend to process such violations.

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DPSCD39 Registrar of Motor Vehicles and deputy registrars to accept credit and debit cards

R.C. 4503.102

R.C. 4503.102, Section 812.30

(1) No provision.

(1) Requires the Registrar of Motor Vehicles to establish a program permitting payment by financial transaction device (credit and debit cards) of specified BMV taxes and fees not later than July 1, 2016.

(1) Same as the House, but restricts the credit and debit card payment program to transactions made in person or by electronic means, and excludes those made by mail.

(2) No provision.

(2) Requires rules establishing the program to require a deputy registrar to accept payments by means of a financial transaction device beginning on the effective date of the rules unless the deputy registrar contract entered into by the deputy registrar prohibits the acceptance of such payments by financial transaction device, but retains a requirement that all such contracts entered into beginning July 1, 2016 must require the acceptance of payments by financial transaction device.

(2) Same as the House.

(3) No provision.

(3) Specifies that deputy registrars are not required to pay any costs that result from accepting payment by means of a financial transaction device.

(3) Same as the House.

(4) No provision.

(4) Permits deputy registrars to charge a person who pays for a Department of Public Safety transaction by means of a financial transaction device any cost the deputy registrar incurs from accepting payment by the device, but prohibits the deputy registrar from requiring the person to pay any additional fee of any kind in connection with the use by the person of the device.

(4) Same as the House.

(5) No provision.

(5) No provision.

(5) Requires the Registrar of Motor Vehicles to accept payment via telephone for registration renewals made by mail and to include on a motor vehicle registration renewal notice a statement that payment for a renewal may be made

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(6) No provision.

(6) No provision.

by financial transaction device using the toll-free number operated by the Registrar.

(6) Delays the effective date of the amendment to R.C. 4503.102 that requires the Registrar to accept payments via the toll-free telephone number established under existing law for renewals made by mail until six months after the general effective date of the bill.

Fiscal effect: None, as the Bureau of Motor Vehicles is already working on establishing a credit and debit card payment program.

Fiscal effect: Same as the House.

DPSCD69	Payment of a portion of registration service fees to deputy registrars	
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No provision.

No provision.

R.C. 4503.102

Requires the Registrar of Motor Vehicles to remit \$1.75 of each \$3.50 service fee the Registrar collects from each person who renews a motor vehicle registration by electronic means or by mail to the deputy registrar whose office is located closest to the address of that person as shown in the records of the Bureau of Motor Vehicles, and requires the Registrar to make such remittances on a monthly basis.

Fiscal effect: Loss in revenue of \$1.75 for each motor vehicle registration renewal by electronic means or mail for the existing State Bureau of Motor Vehicles Fund (Fund 4W40). Annual revenue loss to Fund 4W40 likely to exceed \$3 million.

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(4) No provision.

(4) No provision.

(4) Defines "resident" to mean any person to whom any of the following apply: (a) has registered to vote in this state, (b) attends a college or university in this state and receives an in-state tuition rate, (c) lists their address for purposes of federal or state income taxes as being in this state, (d) maintains their principal residence in this state and does not reside in this state as a result of the person's active service in the United States Armed Forces, or (e) is determined by the Registrar of Motor Vehicles to be a resident in accordance with standards adopted by the Registrar.
Fiscal effect: Uncertain.

DPSCD72	Temporary license placards and windshield stickers
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(1) No provision.

(1) No provision.

R.C. 4503.182
(1) Increases from 30 to 45 days the period of time that a temporary license placard or windshield sticker is valid.
(2) Specifies that if the Registrar of Motor Vehicles issues a temporary license placard due to an extreme hardship encountered by a person who is attempting to comply with the registration laws, the placard is valid for 30 days.
Fiscal effect: Potential loss in fine and court cost revenue if the number of citations issued for expired temporary license placards or windshield stickers decreases as a result of extending the period of time for which they are valid.

(2) No provision.

(2) No provision.

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DPSCD60 "Pediatric Brain Tumor Awareness" license plates

No provision.

No provision.

R.C. 4503.499

Makes a technical correction to the provision of law governing the issuance of "Pediatric Brain Tumor Awareness" license plates.

Fiscal effect: None.

DPSCD38 Grants related to Automated Title Processing System development

No provision.

R.C. 4505.09

Requires the Automated Title Processing Board to determine, with the approval of the Director of Public Safety, the award of grant funds to the clerk of courts of any county who employs a person who assists with the design of, updates to, tests of, installation of, or any other activity related to the Automated Title Processing System.

Fiscal effect: Uncertain.

R.C. 4505.09

Same as the House.

Fiscal effect: Same as the House.

DPSCD44 Commercial driver's license (CDL) skills test reciprocity with other states

R.C. 4506.01, 4506.09, 4506.13, 4506.21

(1) Establishes generally interstate reciprocity for CDL skills testing.

(2) Requires the Registrar, to the extent permitted by federal law and state law, provide within ten days conviction and disqualification records from the CDL information system regarding a CDL holder or commercial motor vehicle

R.C. 4506.01, 4506.09, 4506.13, 4506.21

(1) Same as the Executive.

(2) Same as the Executive.

R.C. 4506.01, 4506.09, 4506.13, 4506.21

(1) Same as the Executive.

(2) Same as the Executive.

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(3) Expressly references CDL temporary instruction permits in the prohibitions and other provisions governing CDLs.

(3) Same as the Executive.

(3) Same as the Executive.

(4) Requires an applicant for a CDL or CDL temporary instruction permit to include the applicant's state of domicile on the application.

(4) Same as the Executive.

(4) Same as the Executive.

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD45 Commercial driver's license (CDL) temporary instruction permits

R.C. 4506.03, 4506.06, 4506.09

R.C. 4506.03, 4506.06, 4506.09

R.C. 4506.03, 4506.06, 4506.09

(1) Clarifies that a CDL temporary instruction permit is a prerequisite to the initial issuance of a CDL or the upgrade of a CDL if the upgrade requires a skills test.

(1) Same as the Executive.

(1) Same as the Executive.

(2) Requires the holder of a CDL temporary instruction permit, in order to operate a commercial motor vehicle, be accompanied by a person who holds a valid CDL, all necessary endorsements for the type of vehicle being driven, and who has the permit holder under observation and direct supervision.

(2) Same as the Executive.

(2) Same as the Executive.

(3) Requires a minimum of 14 days between issuance of a CDL temporary instruction permit and eligibility for taking a skills test.

(3) Same as the Executive.

(3) Same as the Executive.

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

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(8) Prohibits a driver training school examiner from testing an applicant that the examiner trained.

(8) Same as the Executive.

(8) Same as the Executive.

(9) Requires skills test examiners to conduct complete skills tests on a minimum of 32 different individuals per calendar year.

(9) Same as the Executive.

(9) Same as the Executive.

(10) Allows the state to take remedial action against the skills test examiners employed by a private test examiner for failure to comply with the applicable requirements or contract.

(10) Same as the Executive.

(10) Same as the Executive.

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD48 Commercial driver's license (CDL) medical examinations

R.C. 4506.10

Specifies that only a medical examiner who is listed on the national registry of certified medical examiners established by the Federal Motor Carrier Safety Administration may perform a physical examination on a person for purposes of a CDL application.

R.C. 4506.10

Same as the Executive.

R.C. 4506.10

Same as the Executive.

Fiscal effect: None.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD46 Endorsements and restrictions for commercial driver's licenses (CDLs) and CDL temporary instruction permits

R.C. 4506.12

(1) Specifies that the operation of a commercial motor vehicle in violation of a CDL restriction is a first degree misdemeanor and classifies the offense, as well as operation of a commercial motor vehicle without a required endorsement under current law, as strict liability offenses.

R.C. 4506.12

(1) Same as the Executive.

R.C. 4506.12

(1) Same as the Executive.

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not a family member occupying the vehicle unless the holder is accompanied by the holder's parent, guardian, or custodian.

(4) Revises the restrictions on the operation of a motor vehicle by a probationary driver's license holder who is convicted of, or is adjudicated in juvenile court of having committed, a moving violation as follows: (a) if the holder is under the age of 17 years six months, prohibits the holder from operating a motor vehicle unless accompanied by a parent or guardian for a period of six months; or (b) if the holder is above the age of 17 years six months, prohibits the holder from operating a motor vehicle unless accompanied by a parent or guardian until the holder is 18 years of age.

(4) No provision.

months from operating a motor vehicle with more than one person who is not a family member occupying the vehicle unless the holder is accompanied by a parent, guardian, or custodian instead of all probationary driver's license holders.

(4) Replaces the Executive provision with a provision that revises the restrictions on the operation of a motor vehicle by a probationary driver's license holder who is convicted of, or is adjudicated in juvenile court of having committed a moving violation as follows: (a) generally specifies that a court may require the probationary driver's license holder to only operate a motor vehicle while accompanied by the holder's parent or guardian for a period of up to six months or until the holder is 17 years old, whichever is earlier; (b) allows the court to grant driving privileges for any reason to such a holder, so that the holder can drive unaccompanied; and (c) specifies that if the holder commits a subsequent moving violation, the court may terminate previously issued driving privileges, rather than requiring the court to terminate the privileges as in current law.

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

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DPSCD53 Testing for driver's licenses

R.C. 4507.11, 4507.21, 4508.02, Sections 110.10, 110.11, 110.12

(1) Requires every person, rather than only persons less than 18 years of age as required by current law, when applying for an initial driver's license to show proof of having successfully completed an approved driver education course, an approved driver training course, or a training course that is comparable to either of those two courses that was administered by a branch of the United States armed forces while residing outside this state for the purpose of being with or near any person serving in the United States armed forces.

(1) No provision.

R.C. 4507.11, Sections 110.10, 110.11, 110.12

(1) No provision.

(2) Specifies that the law requiring an actual demonstration of the ability to exercise ordinary and reasonable control in the operation of a motor vehicle consist of a road test and a maneuverability test, as determined by the Director of Public Safety and amends the version of R.C. 4507.11 scheduled to take effect January 1, 2017.

(2) No provision.

(2) Same as the Executive.

(3) Permits the Director of Public Safety to require every applicant for an initial driver's license to successfully complete a simulated driving test under the supervision of an examining officer prior to taking the road and maneuverability tests and requires the Registrar of Motor Vehicles to adopt rules governing the specifications for the driving simulators and the standards for the simulated driving test.

(3) No provision.

(3) No provision.

(4) Permits driver training schools to offer an advanced driver skills course and permits the waiver of the maneuverability and road tests for driver's license applicants who successfully complete the course.

(4) No provision.

(4) No provision.

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(5) Requires the Director of Public Safety to adopt rules governing the advanced driver skills course.

(5) No provision.

(5) No provision.

(6) Increases from eight to ten the number of hours of actual behind-the-wheel instruction conducted on public roads required for all beginning drivers of noncommercial motor vehicles who are under 18 years of age.

(6) No provision.

(6) No provision.

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

DPSCD64 Abbreviated driver training course for adults

(1) No provision.

(1) No provision.

R.C. 4507.21, 4508.01, 4508.02

(1) Requires any applicant for an initial driver's license who is eighteen years or older and who failed the road or maneuverability test to present satisfactory evidence of having successfully completed an abbreviated driver training course for adults, approved by the Director of Public Safety, prior to attempting the test a second or subsequent time.

(2) No provision.

(2) No provision.

(2) Requires the Director of Public Safety to adopt rules governing the abbreviated driver training course for adults.

Fiscal effect: Minimal.

DPSCD37 Duplicate driver's license fee

(1) No provision.

R.C. 4507.23

(1) Requires the Registrar of Motor Vehicles to adopt rules establishing a prorated fee schedule for duplicate driver's licenses.

(1) No provision.

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instructor license or a school license that has been suspended is guilty of a minor misdemeanor, and a second or subsequent such offense within two years of a first offense, is a fourth degree misdemeanor.

(9) Requires driver training schools to remit payments for all completion certificates (\$4 each under current law) when they request the certificates from the Department of Public Safety. Provides that failure to remit payment to the Department in a timely manner for the certificates is grounds for the Director to take action against the school.

(9) Same as the Executive.

(9) Same as the Executive.

(10) Requires the Attorney General, the prosecuting attorney of a county, or a city director of law, upon complaint of the Director of Public Safety, to prosecute to termination or bring an action for injunction against any person who violates any driver training school provision or any applicable rule. Provides that the court of common pleas in which an action for an injunction is filed has jurisdiction to grant injunctive relief upon a showing that the respondent named in the complaint is in violation of any driver training school provision or any applicable rule.

(10) Same as the Executive.

(10) Same as the Executive.

Fiscal effect: Negligible.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD55 Offense of "distracted driving"

R.C. 4511.206

(1) Creates the offense of "distracted driving," but limits application and prosecution of the offense to persons who also commit a moving violation or a vehicular homicide offense at the same time as the distracted driving offense.

(1) No provision.

(1) No provision.

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(7) Defines, for the purposes of the above described distracted driving provisions, "electronic wireless communications device" as including a wireless telephone, a text-messaging device, a personal digital assistant, a computer, including a laptop computer and a computer tablet, or any other substantially similar wireless device that is designed or used to communicate text.

(7) No provision.

(7) No provision.

Fiscal effect: Uncertain.

DPSCD74 Parking in an access aisle

(1) No provision.

(1) No provision.

R.C. 4511.69

(1) Prohibits a person from stopping, standing, or parking any motor vehicle in an access aisle, which is an area marked by diagonal stripes and located immediately adjacent to: (a) special parking locations (handicapped or disability parking spaces) provided and designated by political subdivisions and by state and all agencies and instrumentalities at all offices and facilities, where parking is provided, whether owned, rented, or leased, and at all publicly owned parking garages, or (b) at a special clearly marked parking location provided in or on a privately owned parking lot, parking garage, or other parking area.

(2) No provision.

(2) No provision.

(2) Establishes a fine of not less than \$250 but not more than \$500 for a violation of the prohibition.

(3) No provision.

(3) No provision.

(3) Specifies that: (a) an offender who violates this prohibition cannot be sentenced to any term of imprisonment, and (b) an arrest or conviction of a violation of this prohibition does not constitute a criminal record and need not be reported by the person so arrested or convicted in response to any inquiries contained in any application for

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(2) No provision.	(2) No provision.	(2) Requires, except for tows ordered by a law enforcement officer or for tows from a private tow-away zone, a towing service that removes a motor vehicle to provide a written estimate for the price of removal and limits the fees that may be charged if the towing service fails to provide an estimate.
(3) No provision.	(3) No provision.	(3) Modifies an existing requirement that any storage facility that accepts vehicles towed from an accident scene conspicuously post a notice at the entrance to the storage facility stating the limitation on fees for failure to provide a written estimate to include any storage facility that accepts towed vehicles.

Fiscal effect: None.

DPSCD67 Towing standards

(1) No provision.	(1) No provision.	(1) Transfers rule-making authority related to towing safety regulations from the Public Utilities Commission to the Department of Public Safety.
(2) No provision.	(2) No provision.	(2) Requires the Director of Public Safety, rather than the Public Utilities Commission, to adopt rules that do all of the following: (a) establish the acceptable scope of public safety regulations applicable to a towing service that is engaged in the towing of motor vehicles from private property, private tow-away zones, or storing vehicles in possession of law enforcement or left on public property, (b) establish equipment safety standards, (c) establish additional standards for the removal of a vehicle from a private tow-away zone, (d) establish an after-hours retrieval fee, and (e) establish any other necessary requirements.

R.C. 4513.69, 4513.70, 4921.25

Fiscal effect: Negligible.

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

DPSCD19 Collective bargaining increases

Section: 205.10

Permits the Controlling Board, upon the request of either the Director of Budget and Management or the Director of Public Safety with the approval of the Director of Budget and Management, to authorize expenditures in excess of appropriations and transfer appropriations, as necessary, for any fund used by the Department of Public Safety, to assist in paying the costs of increases in employee compensation that have occurred pursuant to collective bargaining agreements under R.C. Chapter 4117. and, for exempt employees, under R.C. 124.152. Appropriates any money approved for expenditure under this provision.

Section: 205.10

Same as the Executive.

Section: 205.10

Same as the Executive.

DPSCD20 Cash balance fund review

Section: 205.10

(1) Requires the Director of Public Safety to review the cash balances for each fund in the State Highway Safety Fund Group, and permits the Director of Budget and Management, upon written request of the Director of Public Safety, to transfer amounts from any of those funds to the credit of the State Highway Safety Fund (Fund 7036) or the State Bureau of Motor Vehicles Fund (Fund 4W40), as appropriate.

(2) Permits the Director of Budget and Management, upon receipt of such a request, to make appropriate transfers.

Section: 205.10

(1) Same as the Executive.

(2) Same as the Executive.

Section: 205.10

(1) Same as the Executive.

(2) Same as the Executive.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

DPSCD40 Portable driving simulators

<p>No provision.</p>	<p>Section: 205.10 Increases by \$450,000 in each fiscal year the amount appropriated to HSF Fund 7036 line item 761321, Operating Expense – Information and Education, and earmarks those amounts for the purchase of portable driving simulators.</p>	<p>Section: 205.10 Same as the House.</p>
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DPSCD22 Fund consolidation

<p>Sections: 512.40, R.C. 4501.19 (repealed), 4503.233, 4505.09, 4519.59, 4509.101, 4509.81</p> <p>(1) Eliminates from R.C.: (a) the Law Enforcement Reimbursement Fund (83R0), which consists of fees related to court-ordered motor vehicle immobilizations that are collected by the Registrar of Motor Vehicles and are used to make payments to law enforcement agencies under specified R.C. provisions, (b) the Motor Vehicle Dealers Board Fund (Fund 5390), which consists of fees charged for the issuance of certificates of title for specified vehicles, and (c) the Financial Responsibility Compliance Fund (Fund 8350), which consists of money derived from specified fees paid under the Motor Vehicle Financial Responsibility Law.</p> <p>(2) Requires all the above fees or portions of fees to be deposited instead to the credit of the State Bureau of Motor Vehicles Fund (Fund 4W40).</p> <p>(3) Requires the Director of Budget and Management, on January 1, 2016, or as soon as possible thereafter, to transfer the cash balances in Fund 8350, Fund 5390, and Fund 83R0 to the State Bureau of Motor Vehicles Fund</p>	<p>Sections: 512.40, R.C. 4501.19 (repealed), 4503.233, 4505.09, 4519.59, 4509.101, 4509.81</p> <p>(1) Same as the Executive, but removes the elimination of the Motor Vehicle Dealers Board Fund (Fund 5390), thus maintaining current law provisions that create the fund and its funding sources.</p> <p>(2) Same as the Executive, except for fees related to the Motor Vehicle Dealers Board Fund.</p> <p>(3) Same as the Executive, but removes the cash balance transfer from Fund 5390 to the State Bureau of Motor Vehicles Fund (Fund 4W40) and the abolishment of Fund 5390.</p>	<p>Sections: 512.40, R.C. 4501.19 (repealed), 4503.233, 4505.09, 4519.59, 4509.101, 4509.81</p> <p>(1) Same as the House.</p> <p>(2) Same as the House.</p> <p>(3) Same as the House.</p>
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Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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(Fund 4W40), and abolishes each fund upon completion of their respective cash balances being transferred to Fund 4W40.

Fiscal effect: Gain in revenues to Fund 4W40. From FY 2009-FY 2014, Funds 5390, 8350, and 83R0 averaged approximately \$18.8 million in revenues annually.

Fiscal effect: Gain in revenues to Fund 4W40. From FY 2009-FY 2014, Funds 8350 and 83R0 averaged approximately \$18.6 million in revenues annually.

Fiscal effect: Same as the House.

DPSCD24 MARCS Operation Fund

Sections: 512.40, R.C. 4501.28 (repealed)

(1) Eliminates the MARCS Operation Fund (Fund 4W60) from the R.C.

(2) Requires the Director of Budget and Management, to transfer the cash balance in Fund 4W60 to the MARCS Administration Fund (Fund 5C20), used by the Department of Administrative Services, and abolishes Fund 4W60 upon completion of the transfer.

Fiscal effect: Negligible onetime cash transfer.

Sections: 512.40, R.C. 4501.28 (repealed)

(1) Same as the Executive.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

Sections: 512.40, R.C. 4501.28 (repealed)

(1) Same as the Executive.

(2) Same as the Executive.

Fiscal effect: Same as the Executive.

DPSCD25 Highway Safety Federal Reimbursement Fund

Section: 512.40

(1) Requires the Director of Budget and Management (OBM), on March 1, 2016, or soon as possible thereafter to transfer the cash balance in the Highway Safety Federal Reimbursement Fund (Fund 8310) to the Highway Safety Federal Reimbursement Fund (Fund 3GU0), and abolishes Fund 8310 upon completion of the transfer.

Section: 512.40

(1) Same as the Executive.

Section: 512.40

(1) Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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(7) Requires the Director of OBM to cancel any existing encumbrances against HSF Fund 8310 appropriation item 769610, Investigative Unit Federal Reimbursement, and reestablish them against FED Fund 3GU0 appropriation item 769610, Investigations Grants - Food Stamps, Liquor, and Tobacco Laws, and appropriates the reestablished encumbrance amounts.

(7) Same as the Executive.

(7) Same as the Executive.

(8) Requires the Director of OBM to cancel any existing encumbrances against HSF Fund 8310 appropriation item 769631, Homeland Security - Federal, and reestablish them against FED Fund 3GU0 appropriation item 769631, Homeland Security Disaster Grants, and appropriates the reestablished encumbrance amounts.

(8) Same as the Executive.

(8) Same as the Executive.

DPSCD26 Traffic Safety Fund

Section: 512.40

Requires the Director of Budget and Management (OBM), on March 1, 2016, or as soon as possible thereafter, to transfer the cash balance in the Traffic Safety Fund (Fund 8320) to the Traffic Safety Fund (Fund 3GV0), abolishes Fund 8320 upon completion of the transfer, requires the Director of OBM to cancel any existing encumbrances against HSF Fund 8320 appropriation item 761612, Traffic Safety - Federal, and reestablish them against FED Fund 3GV0 appropriation item 761612, Traffic Safety - Federal, and appropriates the reestablished encumbrance amounts.

Section: 512.40

Same as the Executive.

Section: 512.40

Same as the Executive.

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

DPSCD27 Highway Patrol Justice Contraband Fund

Section: 512.40

Requires the Director of Budget and Management (OBM), on March 1, 2016, or as soon as possible thereafter, to transfer the cash balance in the Highway Patrol Justice Contraband Fund (Fund 83J0) to the Highway Patrol Justice Contraband Fund (Fund 3GR0), abolishes Fund 83J0 upon completion of the transfer, requires the Director of OBM to cancel any existing encumbrances against HSF Fund 83J0 appropriation item 764693, Highway Patrol Justice Contraband, and reestablish them against FED Fund 3GR0 appropriation item 764693, Highway Patrol Justice Contraband, and appropriates the reestablished encumbrance amounts.

Section: 512.40

Same as the Executive.

Section: 512.40

Same as the Executive.

DPSCD28 Highway Patrol Treasury Contraband Fund

Section: 512.40

Requires the Director of Budget and Management (OBM), on March 1, 2016, or as soon as possible thereafter, to transfer the cash balance in the Highway Patrol Treasury Contraband Fund (Fund 83T0) to the Highway Patrol Treasury Contraband Fund (Fund 3GS0), abolishes Fund 83T0 upon completion of the transfer, requires the Director of OBM to cancel any existing encumbrances against HSF Fund 83T0 appropriation item 764694, Highway Patrol Treasury Contraband, and reestablish them against FED Fund 3GS0 appropriation item 764694, Highway Patrol Treasury Contraband, and appropriates the reestablished encumbrance amounts.

Section: 512.40

Same as the Executive.

Section: 512.40

Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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PWCCD2	District administration costs	
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Section: 209.10	Section: 209.10	Section: 209.10
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<p>Authorizes PWC to proceeds of the State Capital Improvement Fund (Fund 7038) and the Local Transportation Improvement Program Fund (Fund 7052) for a District Administration Costs Program, which covers administrative costs incurred by individual District Public Works Integrating Committees. Permits no more than \$1,235,000 per fiscal year to be made available for reimbursement and prohibits any of the 19 Districts from receiving more than \$65,000 per fiscal year for these costs.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
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<p>Requires PWC to define allowable costs for the program. Specifies that indirect costs, elected official salaries and benefits, and project-specific costs are not allowable. Requires district public works committees to approve such costs in order to participate in the program.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
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PWCCD3	Reappropriations	
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Section: 209.10	Section: 209.10	Section: 209.10
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<p>Reappropriates unencumbered appropriations from the Local Transportation Improvement Program Fund (Fund 7052) from Am. Sub. H.B. 114 of the 129th General Assembly for the same purposes during FY 2016 and FY 2017, subject to the availability of revenue as determined by PWC. Reappropriates unencumbered FY 2016 appropriations under Fund 7052 for the same purposes subject to availability of revenue in FY 2017.</p>	<p>Same as the Executive.</p>	<p>Same as the Executive.</p>
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Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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Fiscal effect: Allows PWC to continue to use unencumbered funds from prior fiscal years for various local road and bridge projects.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

PWCCD4 Temporary transfers

Section: 209.10

Allows the Director of PWC to request that the Director of Budget and Management transfer moneys from the Local Transportation Improvement Fund (Fund 7052) to the State Capital Improvement Fund (Fund 7038) and the Clean Ohio Conservation Fund (Fund 7056). Permits OBM to approve temporary transfers if they are needed for capital outlays for which notes or bonds will be issued. Requires all such transfers to be reported to the Controlling Board by June 30 of the fiscal year in which the transfer occurred.

Fiscal effect: Provides PWC with the flexibility to make temporary transfers to Fund 7038 and Fund 7056 in order to ensure timely payments to contractors and local governments when the funds' cash flows are insufficient due to the timing of bond issuances.

Section: 209.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 209.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

Fiscal effect: Potential negligible expenditure increase, as each member is required to be reimbursed for their actual and necessary expenses incurred in the performance of the member's official duties on the Committee.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

DOTCD30 Development of metrics to enable statewide strategic transportation planning across transportation modes

<p>No provision.</p>	<p>R.C. 5501.08</p> <p>Requires ODOT to develop metrics that allow the comparison of data across transportation modes and to incorporate the full spectrum of state strategic transportation goals using those metrics, in order to assist in statewide strategic planning goals.</p>	<p>R.C. 5501.08</p> <p>Same as the House.</p>
<p>No provision.</p>	<p>Specifies that the metrics include: (1) Anticipated future costs of maintaining infrastructure in acceptable condition in the long-term and short-term; (2) Short-term economic impact of 1 to 5 years, and long-term impact of 30 years and longer; (3) Economic impact on a region's future rate of job growth and job retention; and (4) Motorist, bicycle, and pedestrian counts and number of accidents by mode.</p> <p>Fiscal effect: Administrative costs would likely be absorbed in ongoing planning expenses.</p>	<p>Same as the House.</p> <p>Fiscal effect: Same as the House.</p>

DOTCD4 Abolishment of Ohio Rail Development Commission and creation of the Division of Freight

<p>R.C. 5501.58, 126.11, 163.06, 163.09, 163.15, 163.21, 166.25, 307.202, 717.01, 4117.10, 5501.55-5501.661, 5501.03, 5512.02-5512.06, 5519.01, 5705.19</p> <p>(1) Eliminates the Ohio Rail Development Commission (ORDC) and establishes a new Division of Freight within ODOT. (In current law, the Ohio Rail Development Commission is an independent state agency within ODOT.)</p>	<p>R.C. 5501.55, 5501.56</p> <p>(1) No provision.</p>	<p>R.C. 5501.58, 126.11, 163.06, 163.09, 163.15, 163.21, 166.25, 307.202, 505.69, 717.01, 4117.10, 5501.03 5501.57-5501.656, 5512.05, 5512.07, 5519.01, 5705.19</p> <p>(1) Same as the Executive, but specifies that the Division includes the Office of Rail, Office of Highway Freight, and Office of Maritime Freight.</p>
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Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
<p>(2) Specifies that the Division of Freight, and ODOT at large in other cases, must assume the duties formerly under ORDC in developing and implementing rail service across the state, as well as any other duties involved with the transportation of freight across the state.</p>	<p>(2) No provision.</p>	<p>(2) Same as the Executive, but further adds that the Division is responsible for administering any duty or obligation delegated to it by the Director of Transportation that relates to the transportation of freight by rail, highway, air, or water.</p>
<p>(3) Authorizes the Director of Transportation to appoint a Deputy Director of the Division of Freight to oversee the operations of the Division, and allows the Deputy Director to select and appoint necessary employees to carry out his or her responsibilities.</p>	<p>(3) No provision.</p>	<p>(3) Same as the Executive.</p>
<p>(4) Requires the Transportation Review Advisory Council (TRAC) to review and approve rail projects initiated under the Division.</p>	<p>(4) No provision.</p>	<p>(4) Same as the Executive, but clarifies that TRAC is to review (instead of review and approve) the rail projects, and excludes grade crossing safety projects initiated by the Division from TRAC review.</p>
<p>(5) Eliminates the current cap of six public hearings that TRAC may hold across the state in receiving public comments on the project selection process of TRAC.</p>	<p>(5) No provision.</p>	<p>(5) Same as the Executive.</p>
<p>(6) Grants ODOT, as the designated state safety oversight agency responsible for overseeing the safety practices of rail fixed guideway systems, the authority to both (A) enforce the correction of identified hazardous conditions and make plans to minimize, control, correct, or eliminate those identified hazardous conditions, and (B) approve, oversee, and enforce the development, updating, and implementation of a transit agency's public transportation safety plan.</p>	<p>(6) Same as the Executive.</p>	<p>(6) Same as the Executive.</p>
<p>Fiscal effect: Potential increase in administrative costs to reflect the move of ORDC to be incorporated as a division within ODOT. (The budget for ORDC is currently housed under ODOT's budget, so appropriations to ODOT should not be significantly modified as a result of this provision.)</p>	<p>Fiscal effect: Potential increase in administrative costs in performing rail safety oversight duties.</p>	<p>Fiscal effect: Same as the Executive.</p>

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

DOTCD40 Codification of Ohio Bridge Partnership Program and identification of additional funding

No provision.	No provision.	<p>R.C. 5501.491, Section 203.90</p> <p>(1) Creates the Ohio Bridge Partnership Program under which ODOT is required to work with counties and local jurisdictions to either pay the full cost of, or match local expenditures with regard to, the rehabilitation or reconstruction of selected county and municipal corporation bridges. Requires the Director of Transportation to confer with county and municipal officials in determining the bridges that are to be included in the program.</p>
No provision.	No provision.	<p>(2) Specifies that a bridge must be (A) at least 20 feet in length, (B) "structurally deficient" in that the bridge, while safe for use, is in need of repair, and (C) currently open to traffic to qualify for the program.</p>
No provision.	No provision.	<p>(3) Requires ODOT to identify moneys to be used for additional funding of the program in each fiscal year, and specifies that this amount be at least \$10.0 million over the FY 2016-FY 2017 biennium. Appropriates the identified funding.</p>
No provision.	No provision.	<p>(4) Specifies that the funding identified is supplemental to the \$120.0 million previously announced by ODOT for the Ohio Bridge Partnership Program in the FY 2014-FY 2015 biennium.</p>
No provision.	No provision.	<p>(5) Allows ODOT to consult with officials of political subdivisions in assessing critical needs associated with bridges maintained by local government entities, and requires ODOT to notify political subdivisions in an appropriate manner of the availability of the additional funding for the program.</p>

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

Fiscal effect: ODOT established the Ohio Bridge Partnership Program in FY 2014. This codifies the program and requires that at least another \$10.0 million, presumably from the Highway Operating Fund (Fund 7002), be dedicated to the program in the FY 2016-FY 2017 biennium.

DOTCD37 Revenue from ODOT regulation of outdoor advertising devices

No provision.

No provision.

R.C. 5516.15, 5735.291

Specifies that any fines or fees collected with regard to outdoor advertising devices must be deposited into the Highway Operating Fund (Fund 7002) to be used solely for the purposes of enforcing and administering the requirements related to outdoor advertising devices.

Fiscal effect: The fine and fee revenue is currently being deposited into Fund 7002. ODOT has received an average of around \$725,000 annually in fees from this activity over recent years.

DOTCD6 Local construction cost matching

R.C. 5531.08

Modifies the Director of Transportation's authority to issue a waiver of the county, municipal, or township portion of the costs of a highway project by eliminating the requirement that all of the following occur before such a waiver is issued:
(1) the completion of the preliminary engineering design of the project;

R.C. 5531.08

Same as the Executive.

(1) Same as the Executive.

R.C. 5531.08

Same as the Executive.

(1) Same as the Executive.

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(2) the acquisition of all necessary rights-of-way; and

(2) Same as the Executive.

(2) Same as the Executive.

(3) the performance or acquisition of all federal, state, and local environmental studies and permits.

(3) Same as the Executive.

(3) Same as the Executive.

Fiscal effect: Potential increase in expenditures from Fund 7002 line item 772421, Highway Construction-State, to provide additional state funds to cover local matching requirements.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DOTCD3 Assumption of duties from federal agencies

R.C. 5531.30

R.C. 5531.30

R.C. 5531.30

Authorizes ODOT to enter into agreements with federal agencies for purposes of assuming certain duties of the Secretary of the United States Department of Transportation as authorized under federal law involved with environmental decisions and planning.

Same as the Executive.

Same as the Executive.

Waives state immunity from civil liability with regard to actions taken by ODOT pursuant to such an agreement with a federal agency.

Same as the Executive.

Same as the Executive.

Fiscal effect: ODOT already incurs costs in preparing environmental review documents; the assumption of these functions from federal offices like the Federal Highway Administration would presumably add minimal additional costs.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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Fiscal effect: Appropriation item 770003 will be used to pay debt service on bonds issued for the rehabilitation and construction of ODOT maintenance facilities, outposts, and storage areas. The provision allows any excess appropriation to be transferred to other specified appropriation items, all within the Highway Operating Fund (Fund 7002), providing ODOT with flexibility in using excess appropriations for other highway costs.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DOTCD8 Public access roads for DNR, Exposition Commission, Ohio History Connection and metropolitan parks

Section: 203.30

Requires Fund 7002 appropriation item 772421, Highway Construction - State, to be used for the construction, reconstruction, or maintenance of public access roads and support features to and within facilities owned or operated by the Department of Natural Resources, in addition to roadwork at the boundaries of metropolitan parks.

Allows the line item to be used for road work on behalf of the Ohio Expositions Commission at the state fairgrounds, and roadwork on behalf of the Ohio History Connection for their facilities, at the request of each of the agencies and approval by ODOT.

Section: 203.30

Same as the Executive, but specifies that the Director of Transportation shall determine portions of line item 772421 to be used for these purposes in each fiscal year. (The line item is used for many other construction purposes in addition to these.)

Same as the Executive.

Section: 203.30

Same as the House, but specifically earmarks \$2,228,000 in each of FY 2016 and FY 2017 for the construction, reconstruction, or maintenance of roads within the boundaries of metropolitan parks.

Same as the Executive.

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

DOTCD9 Earmark for Transportation Improvement Districts

Section: 203.40

(1) Earmarks \$3.5 million in each fiscal year from Fund 7002 appropriation item 772421, Highway Construction - State, to be made available for distribution to transportation improvement districts (TIDs) that have facilitated funding for the cost of a project or project in conjunction with other governmental agencies.

(2) Requires a TID to submit requests for project funding to ODOT no later than September 1 of each fiscal year and requires ODOT to notify the TID whether it has approved or disapproved the project funding request within 90 days after the day the request was submitted by the TID.

(3) Prohibits any ODOT funding provided to a TID from being used for administrative costs. Requires the funding to be used for a specific project or projects. Prohibits the total amount of a project's cost from being fully funded by the ODOT funds, and limits the total amount of ODOT funding for each project to the lesser of 10% of total project costs or \$250,000. Specifies that TIDs co-sponsoring a specific project may individually apply for up to \$250,000 for that project, but prohibits ODOT funds from providing more than 10% of a project's total costs.

(4) Permits ODOT funds for TIDs to be used for preliminary engineering, detailed design, right-of-way acquisition, and construction of a specific project and other project costs under certain circumstances. Requires ODOT to reimburse a TID for such expenditures upon receipt of a copy of an invoice for work performed on a specific project.

Section: 203.40

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive, but increases the total limit of ODOT funding for each project to 25% of total project costs, up to \$250,000 per fiscal year, and for TIDs co-sponsoring a specific project, increases the ODOT funding limit from 10% to 25% of total project costs.

(4) Same as the Executive.

Section: 203.40

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the House.

(4) Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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(5) Requires any TID requesting ODOT funds to register with ODOT. Permits ODOT to register a TID only if the TID has a specific, eligible project and allows ODOT to cancel the registration of a TID that is not eligible to receive ODOT funds. Prohibits ODOT from providing funds to a TID if the TID is not registered.

(5) Same as the Executive.

(5) Same as the Executive.

(6) Prohibits ODOT from registering, or requires ODOT to cancel the registration of, any TID unless the TID has: (1) designated by resolution or resolutions a project or program of projects and facilitated funding for the project or program of projects, including in conjunction with other governmental agencies, of at least \$10 million during the eight-year period beginning July 1, 2005; (2) designated by resolution or resolutions a project or program of projects and facilitated funding for the project or program of projects, including in conjunction with other governmental agencies, of at least \$15 million since the project or program was commenced; or (3) designated by a resolution or resolutions a project or program of projects that has estimated aggregate costs in excess of \$10 million and the County Engineer of the county in which the TID is located has attested by a sworn affidavit that the costs of the project or program of projects exceeds \$10 million and that the TID is facilitating a portion of funding for that project or program of projects.

(6) Same as the Executive.

(6) Same as the Executive.

Fiscal effect: Outlines how the \$3.5 million earmarked in each fiscal year for TIDs under line item 772421, Highway Construction - State, are to be distributed.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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Fiscal effect: Allows ODOT to use receipts or unexpected balances, apportionments, or allocations made available from the federal government and local governments that exceed appropriations. Such a case may be when allocations from the federal Highway Trust Fund are greater than expected or local participation amounts are more than budgeted.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

DOTCD17 Reappropriations

Section: 203.60

Allows ODOT, in each fiscal year of the FY 2016-FY 2017 biennium, to request that OBM transfer any remaining unencumbered appropriations to the Highway Operating Fund (Fund 7002), Highway Capital Improvement Fund (Fund 7042), and the Infrastructure Bank funds for the same purpose in the following fiscal year.

Requires ODOT to identify the appropriate funds and line items and the amount of the transfer, allows OBM to request additional information, and requires ODOT to provide any information requested. Requires OBM to determine the amounts to be transferred by fund and line item based on the information provided by ODOT, appropriates any approved reappropriations, and requires the reappropriations to be reported to the Controlling Board.

Specifies that any unencumbered balances for which reappropriations are requested and approved are subject to the availability of revenue as determined by ODOT.

Fiscal effect: Allows ODOT to continue to use unencumbered funds from prior fiscal years for various transportation projects, subject to the discretion of OBM.

Section: 203.60

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 203.60

Same as the Executive.

Same as the Executive.

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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DOTCD18 Liquidation of unforeseen liabilities

Section: 203.60

Allows for any Highway Operating Fund (Fund 7002) appropriation, unless restricted by law, to be used to liquidate unforeseen liabilities arising from contractual agreements of prior years when the prior year encumbrance is insufficient.

Section: 203.60

Same as the Executive.

Section: 203.60

Same as the Executive.

DOTCD19 Maintenance of interstate highways

Section: 203.70

Authorizes ODOT to provide maintenance on interstate highways located within the boundaries of municipal corporations and to reimburse municipalities for their costs in providing such maintenance if there are agreements to do so.

Fiscal effect: State spending under these agreements would be made from the Highway Operating Fund (Fund 7002).

Section: 203.70

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 203.70

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

DOTCD22 Transfers of cash between Highway Operating Fund and Highway Capital Improvement Fund

Section: 512.10

Allows the Director of Budget and Management to transfer cash from the Highway Operating Fund (Fund 7002) to the Highway Capital Improvement Fund (Fund 7042). Allows the Director of Budget and Management to transfer cash from Fund 7042 to Fund 7002 up to the amounts previously transferred to Fund 7042.

Fiscal effect: Provides ODOT with cash management flexibility to transfer these funds where needed.

Section: 512.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 512.10

Same as the Executive.

Fiscal effect: Same as the Executive.

DOTCD23 Monthly transfers to Gasoline Excise Tax Fund

Section: 512.20

Requires the Director of Budget and Management to transfer cash in equal monthly increments totaling \$165,664,404 in each year of the FY 2016-FY 2017 biennium from the Highway Operating Fund (Fund 7002) to the Gasoline Excise Tax Fund (Fund 7060) and specifies how these amounts are to be distributed to municipalities, counties, and townships.

Fiscal effect: Provides transfers of motor fuel tax revenues to local governments for road and bridge projects in the following percentages pursuant to a statutory formula: 42.86% to municipalities, 37.14% to counties, and 20.0% to townships.

Section: 512.20

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 512.20

Same as the Executive.

Fiscal effect: Same as the Executive.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

DOTCD2 Authorization to use Indefinite Delivery and Indefinite Quantity (IDIQ) contracts

Section: 755.20

(1) Requires ODOT to enter into indefinite delivery indefinite quantity (IDIQ) contracts for not more than two projects in each year of the FY 2016-FY 2017 biennium.

(2) Defines an IDIQ contract as a contract for an indefinite quantity, within stated limits, of supplies or services that will be delivered by the awarded bidder over a defined contract period.

(3) Requires ODOT to prepare bidding documents, establish contract forms, determine contract terms and conditions, develop and implement a work order process, and take any other action necessary to fulfill the ODOT's duties and obligations related to IDIQ contracts.

(4) Specifies that current law requirements ODOT must follow for the advertisement of bids and awarding of contracts also apply to IDIQ contracts.

Fiscal effect: Potential savings on the selected projects that utilize the IDIQ contract opportunity, depending on the supplies or services to be provided, and the circumstances involved with the projects; however, there is a possibility of additional costs as a result of these contracts as well.

Section: 755.20

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 755.20

(1) Same as the Executive.

(2) Same as the Executive.

(3) Same as the Executive.

(4) Same as the Executive.

Fiscal effect: Same as the Executive.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

DOTCD29 ODOT spending on Eastern Corridor highway construction project in Hamilton County

(1) No provision.

Section: 755.30

Requires ODOT to submit written notice to the President of the Senate and Speaker of the House of Representatives expressing the Department's intention to proceed or not proceed with the Eastern Corridor project by December 31, 2015. Provides that if it is the intention of ODOT not to proceed with the Eastern Corridor project, ODOT must expend all of the money that would have been spent on the portions or components of the project within Hamilton County solely on other ODOT highway projects located within Hamilton County. Requires the Transportation Review Advisory Council (TRAC) to allocate money in accordance with this requirement.

Fiscal effect: Uncertain.

Section: 755.80

Replaces the House provision with one that requires ODOT to submit written notice to the President of the Senate and Speaker of the House of Representatives expressing the Department's preferred alignment of the construction project entitled "SR 32F - New Connector from the Red Bank Road to Bells Lane" (Tier 3 TRAC project ID 86462) by December 31, 2015.

Fiscal effect: None.

DOTCD33 Joint Legislative Task Force on ODOT Funding

No provision.

Section: 755.40

Creates the Joint Legislative Task Force on Department of Transportation Funding and sets out the appointment qualifications of members of the General Assembly.

Section: 755.40

Same as the House, but authorizes the President of the Senate to appoint members of the House of Representatives and the Speaker of the House to appoint members of the Senate, if, as applicable, either the President or Speaker fails to make appointments by September 15, 2015.

No provision.

Requires the Task Force to study the issue of the effectiveness of the Ohio motor fuel tax in meeting ODOT funding needs and to issue a report containing its findings by December 15, 2016.

Same as the House, but also requires the Task Force to study alternative methods to fund Ohio roadways and infrastructure.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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No provision.	Abolishes the Task Force once the report has been submitted to the President of the Senate, Minority Leader of the Senate, Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.	Same as the House.
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DOTCD36 Transportation Oversight Committee on Rural Busing

No provision.	No provision.	<p>Section: 755.50</p> <p>Authorizes the General Assembly to create a six-member Transportation Oversight Committee on Rural Busing, consisting of three members of the House and three members of the Senate. Requires the Committee, if it is established, to study whether rural busing routes are sufficiently meeting the transit needs of the communities they serve and produce a report of its findings by December 15, 2016.</p>
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DOTCD38 Pilot program for 100-year service life design standards for bridges

No provision.	No provision.	<p>Section: 755.70</p> <p>Requires ODOT to utilize a 100-year service life design standard for new bridge construction as set forth in the "Design Guide for Bridges for Service Life (2013)" publication for purposes of a pilot project consisting of the construction of five to eight new bridges.</p>
No provision.	No provision.	<p>Requires ODOT to select sites in all areas of the state, and specifies that the selected sites must be in a mixture of urban, rural, and suburban counties.</p>
No provision.	No provision.	<p>Permits ODOT to adopt rules to implement the pilot program.</p>

Executive

As Passed by the House

As Reported By Senate Transportation, Commerce & Labor

Fiscal effect: Increase of costs to ODOT from the Highway Operating Fund (Fund 7002) over the course of the pilot project. The amount of additional costs depends on the types of bridges that ODOT selects in implementing the pilot project. (Currently ODOT uses a 75 year design life under the American Association of State Highway and Transportation Officials (AASHTO) standards.)

DOTCD26 Motor Fuel Tax distributions

Section: 757.10

Requires the Treasurer of State, beginning July 1, 2015, and on the first day of the month for each month thereafter, to deposit the first 2% of the amount of motor fuel tax received for the preceding calendar month to the credit of the Highway Operating Fund (Fund 7002) before making any other distributions required by law.

Fiscal effect: Slightly more revenue to Fund 7002 and offsetting decline in revenue to other state and local government funds that receive state motor fuel tax distributions by formula under continuing law.

Section: 757.10

Same as the Executive.

Fiscal effect: Same as the Executive.

Section: 757.10

Same as the Executive.

Fiscal effect: Same as the Executive.

DOTCD27 Motor fuel evaporation tax credit

Section: 757.20

Continues a temporary reduction in MFT credits in effect for the FY 2014-FY 2015 biennium for the FY 2016-FY 2017 biennium. Fixes the temporary motor fuel tax evaporation allowance for motor fuel distributors at 1% (less 0.5% of the gallonage sold to retail dealers) and at 0.5% for retail dealers.

Section: 757.20

Same as the Executive.

Section: 757.20

Same as the Executive.

Executive	As Passed by the House	As Reported By Senate Transportation, Commerce & Labor
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Fiscal effect: Increases the amount the state retains in motor fuel tax over what would be collected under permanent law, which provides for higher allowances for distributors and retailers. Based on FY 2014 MFT data, under the statutory discount, the total credits would have amounted to approximately \$51.0 million. Under this continuing provision, in FY 2014 the credits amounted to \$17.8 million. Thus, the state retained approximately \$33.2 million in additional MFT revenue.

Fiscal effect: Same as the Executive.

Fiscal effect: Same as the Executive.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

OTCCD2 Speed limit on rural portions of the Ohio Turnpike

No provision.

No provision.

R.C. 5537.16, 5537.99

Raises the speed limit for all motor vehicles at all times on all rural portions of the Ohio Turnpike from 70 miles per hour in current law to 75 miles per hour.

No provision.

No provision.

Authorizes the Ohio Turnpike and Infrastructure Commission, by rule, to establish a lower speed limit at locations along rural parts of the Turnpike if the Commission determines that the higher 75 miles per hour is not safe or reasonable at those locations.

Fiscal effect: The Commission would incur some additional costs in replacing existing speed limit signs where applicable.

OTCCD1 Flag display requirements

No provision.

R.C. 5537.35

Modifies an existing requirement that the U.S., Ohio, and POW/MIA flags be flown at rest areas along the Ohio Turnpike to require that the flags be flown at service facilities along the Turnpike. (There are no rest areas along the Turnpike, only service plazas.)

Fiscal effect: None.

R.C. 5537.35

Same as the House.

Fiscal effect: Same as the House.

Executive As Passed by the House As Reported By Senate Transportation, Commerce & Labor

LOCCD4 Port authority payment card program

No provision.

No provision.

R.C. 4582.06, 4582.31

Authorizes a port authority to establish and administer one or more payment card programs for the purposes of paying expenses related to port authority business.

Fiscal effect: Any costs that may be incurred if port authorities establish payment card programs would be paid for by port authority funds.

LOCCD1 Design-build contracts for county engineers

No provision.

R.C. 5543.22

Increases the dollar limit under a design-build contract that a county engineer may enter into for a bridge, highway, or safety project from a project bid of up to \$1.5 million in current law to up to \$5.0 million per project.

Fiscal effect: Potential cost savings to counties if county engineers can engage in larger construction projects implemented under design-build contracts.

R.C. 5543.22

Same as the House.

Fiscal effect: Same as the House.